IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.43030 of 2008
RADHA MOHAN PRASAD YADAV @ RADHA MOHAN PRASAD, S/o Sri Lochan Prasad Yadav, R/o Vill. Kadamawa, Yadav Tola, P.S. Ghorasahan, Dist. East Champaran
Versus
STATE OF BIHAR

2/ 05.12.2008 Heard.

Bihar Motor Spirit and High Speed Diesel Oil Dealers Licensing Order, 1966 authorizes persons other than licensees to possess up to 400 litres of high speed diesel oil otherwise than in the tank of a motor vehicle. That being the position and the total quantity of diesel recovered from 3 cyclists being 240 litres, the petitioner, an employee of a Petrol Pump wherefrom the subject diesel was allegedly being transported, is entitled to grant of anticipatory bail.

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Let the above named petitioner, in the event of arrest or surrender within six weeks from today, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Sub-Divisional Judicial Magistrate, Sikarhana, Motihari, East Champaran in connection with Ghorasahan P.S. Case No. 122 of 2008 subject to the conditions as laid down under Section

438(2) of the Cr. P.C.

S.B.P. **(Barin Ghosh, J.)**

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